

ESTTA Tracking number: **ESTTA393945**

Filing date: **02/17/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91191056
Party	Defendant Franciscan Vineyards, Inc.
Correspondence Address	JOHN M RANNELLS BAKER & RANNELLS PA 575 ROUTE 28, SUITE 102 RARITAN, NJ 08869-1354 UNITED STATES jmr@br-tmlaw.com
Submission	Defendant's Notice of Taking Testimony
Filer's Name	John M. Rannells
Filer's e-mail	jmr@br-tmlaw.com, k.hnasko@br-tmlaw.com
Signature	/john rannells/
Date	02/17/2011
Attachments	91191056 notice test comunale.pdf (2 pages)(61145 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

-----X
White Rock Distilleries, Inc.

Opposer

v.

Franciscan Vineyards, Inc.

Applicant
-----X

Opposition No. 91191056

Mark: PINNACLES RANCHES

Serial No.: 77/598674

NOTICE OF TAKING TESTIMONY
PURSUANT TO 37 CFR SECTION 2.123

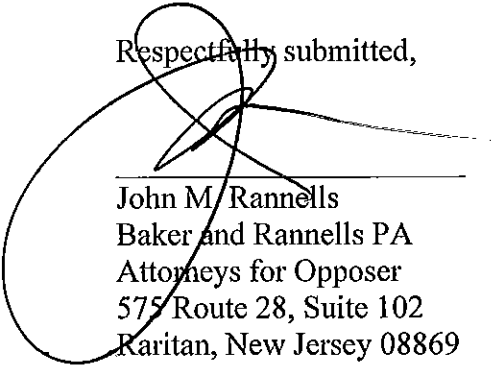
PLEASE TAKE NOTICE that on Monday, February 28, 2011, beginning at 1:00 p.m. at the offices of Baker and Rannells PA, located at 575 Route 28, Suite 102, Raritan, N.J. 08869, testimony will be taken on behalf of Applicant, Franciscan Vineyards, Inc., in the above-captioned opposition proceeding, pursuant to the Rules of Practice in Trademark Cases, before a Notary Public or some other person authorized by law to administer oaths, of the following witness:

Daniel Comunale
Paralegal, Baker and Rannells PA

The oral examination will continue from day-to-day until completed. You are invited to attend and cross-examine.

Respectfully submitted,

Dated: February 17, 2011



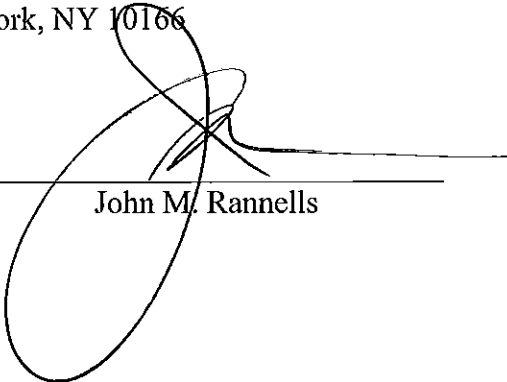
John M. Rannells
Baker and Rannells PA
Attorneys for Opposer
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Raritan, New Jersey 08869
(908) 722-5640
jmr@br-tmlaw.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Notice of Taking Testimony of Daniel Comunale was served via first class mail, postage prepaid, this 17th day of February, 2011 upon Opposer at the following address of its counsel of record:

Daniel I. Schloss
Greenberg Traurig, LLP
200 Park Avenue, 34th Floor
New York, NY 10166

DATED: February 17, 2011



John M. Rannells